



## CITY OF LODI

## COUNCIL COMMUNICATION

AGENDA TITLE: Adoption of Ordinance No. 1511 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.12 By Adding Thereto a New Section 13.12.195 Entitled 'Downtown Business District Connection Fees'"

MEETING DATE: April 17, 1991

PREPARED BY: City Clerk

RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt Ordinance No. 1511.

BACKGROUND INFORMATION: Ordinance No. 1511 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.12 By Adding Thereto a New Section 13.12.195 Entitled 'Downtown Business District Connection Fees'" was introduced at the regular meeting of the Lodi City Council held April 3, 1991.

Pursuant to State statute, ordinances may be adopted five days after their introduction following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.

  
Alice M. Reimche  
City Clerk

AMR/jmp

Attachment

APPROVED: \_\_\_\_\_

THOMAS A. PETERSON  
City Manager



ORDINANCE NO. 1511

AN ORDINANCE OF THE LODI CITY COUNCIL  
AMENDING LODI MUNICIPAL CODE CHAPTER 13.12  
BY ADDING THERETO A NEW SECTION 13.12.195 ENTITLED  
"DOWNTOWN BUSINESS DISTRICT CONNECTION FEES".

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BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

SECTION 1. Lodi Municipal Code Chapter 13.12 is hereby amended by adding thereto a new Section 13.12.195 entitled "Downtown Business District Connection Fees", to read as follows:

13.12.195 Downtown Business District connection fees.

A. The City Council hereby finds and declares that the downtown area of Lodi as defined in this part, which is the traditional center of the City's business community, is presently in danger of losing economic viability. The purpose of this ordinance is to protect a crucial part of Lodi's economy and preserve a portion of the City's heritage by offering incentives for businesses to locate, relocate or expand existing commercial uses within this area.

B. For purposes of this section, the "Downtown Business District" shall mean an area whose boundaries are the same as those for the area subject to the City of Lodi Bond Issue, Series 1984-1, dated May 24, 1984, more particularly described in the Bond documents and map on file with the City Clerk's office.

C. Any permitted commercial use which locates, relocates, or expands within the Downtown Business District as defined shall be responsible for a maximum connection fee not to exceed that for two (2) sewage service units (SSU's) where the assigned or equivalent SSU's, as


established in Section 13.12.190 of this Code are eight (8) or less SSU's. If the assigned or equivalent SSU's are greater than eight (8), the commercial use shall be responsible for two (2) SSU's plus the assigned or equivalent SSU's over eight (8).

D. Notwithstanding any exemption granted under this section, the monthly or annual sewage fees set by the City Council from time to time for any commercial use locating, relocating or expanding within the Downtown Business District, shall be calculated on the full number of sewage service units which the use would have otherwise been responsible for under Lodi Municipal Code Section 13.12.180 if such use was located outside the Downtown Business District.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 17th day of April 1991.

  
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DAVID M. HINCHMAN  
Mayor

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk

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State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No.1511 was introduced at a regular meeting of the City Council of the City of Lodi held April 3, 1991 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held April 17, 1991 by the following vote:

Ayes:	Council Members -	Pennino, Pinkerton, Sieglock, Snider, and Hinchman (Mayor)
Noes:	Council Members -	None
Absent:	Council Members -	None
Abstain:	Council Members -	None

I further certify that Ordinance No. 1511 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk

Approved as to Form

*BW McNatt*

BOBBY W. McNATT  
City Attorney

ORD1511/TXTA.01V